

REMARKS

INTRODUCTION

In accordance with the foregoing, no claims have been amended. Claims 1-14 are pending and under consideration.

CLAIM REJECTIONS

Claims 1-14 were rejected under 35 USC 103(a) as being unpatentable over Nguyen (US 6,839,055) (hereinafter "Nguyen") in view of Nolan et al. (US 6,049,316) (hereinafter "Nolan") and further in view of Kim (US 7,079,128) (hereinafter "Kim").

It is respectfully submitted that Kim is not available as prior art under 35 USC 103(c) as Kim and the present application were commonly owned at the time of the invention of the present application. According to MPEP 706.02(I)(3), this statement alone is sufficient evidence to disqualify Kim from being used in a rejection under 35 USC 103(a) against the claims of the present application. In further accordance with MPEP 706.02(I)(3), the preceding statement is additionally made below under a separate, distinct heading.

Withdrawal of the foregoing rejection is requested.

STATEMENT REGARDING COMMON OWNERSHIP

Application 10/823,704 and U.S. Patent No. 7,079,128 were, at the time the invention of Application 10/823,704 was made, owned by Samsung Electronics Co., Ltd.

CONCLUSION

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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